

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

FLAGSHIP INTERVAL OWNER'S
ASSOCIATION, INC.,

Plaintiff,

v.

PHILADELPHIA FURNITURE MFG.
CO., et al.,

Defendants.

HONORABLE JEROME B. SIMANDLE

CIVIL NO. 09-1173 (JBS/JS)

ORDER

This matter is presently before the Court upon a motion to dismiss of Defendant Artone Manufacturing Co., Inc. [Docket Item 11]; the Court having considered the parties' submissions in support thereof and in opposition thereto; for the reasons set forth in the Opinion of today's date; and for good cause shown;

IT IS this 22nd day of **March, 2010** hereby

ORDERED that Defendant Artone's motion to dismiss for lack of personal jurisdiction shall be, and hereby is, **DENIED**; and it is further

ORDERED that Defendant Artone's motion to dismiss for failure to state a claim shall be, and hereby is, **GRANTED** and Plaintiff's claims against Artone shall be **DISMISSED WITHOUT PREJUDICE** to Plaintiff moving to amend its complaint within thirty (30) days of entry of this Order to include specific

factual allegations that support its claims against Defendant Artone in particular.

s/ Jerome B. Simandle
Jerome B. Simandle
United States District Judge